



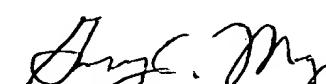
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12/9/02
#5
PATENT

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

Applicant: Peter J. Malnekoff
Serial No.: 09/871,867
Filed: June 15, 2001
For: AN AUTOMATED
GEMSTONE EVALUATION
SYSTEM
Group Art Unit: 3622
Examiner: M. Kemper

I hereby certify that this paper (or fee) is being deposited with the United States Postal Service, first class postage prepaid, addressed to: Commissioner for Patents, Washington, D.C. 20231

November 12, 2002


Gregory C. Mayer
Reg. No. 38,238

Terminal Disclaimers
12/02/02
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TERMINAL DISCLAIMER

Commissioner for Patents
Washington D.C. 20231

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Sir:

The applicant and owner in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,304,853.

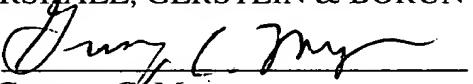
The owner hereby agrees that any patent that is granted on the above-identified application shall be enforceable only for and during such period that it and the above listed patent are commonly owned. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assignees.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as

presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN

By: 

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